

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 4577-01  
Bill No.: HB 1468  
Subject: Firearms; Crimes and Punishment  
Type: Original  
Date: February 26, 2016

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Bill Summary: This proposal allows any person to carry a concealed firearm anywhere that isn't expressly prohibited by law.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
General Revenue	\$97,388	\$238,405	\$305,113
<b>Total Estimated Net Effect on General Revenue</b>	<b>\$97,388</b>	<b>\$238,405</b>	<b>\$305,113</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
Criminal Records	(Unknown)	(Unknown)	(Unknown)
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>(Unknown)</b>	<b>(Unknown)</b>	<b>(Unknown)</b>

Numbers within parentheses: ( ) indicate costs or losses.

This fiscal note contains 6 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)</b>			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
<b>Total Estimated Net Effect on FTE</b>	<b>0</b>	<b>0</b>	<b>0</b>

☐ Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$100,000 in any of the three fiscal years after implementation of the act.

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
<b>Local Government</b>	<b>(Unknown)</b>	<b>(Unknown)</b>	<b>(Unknown)</b>

## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Department of Corrections (DOC)** state the bill will remove section 1 of 571.030 RSMo. which could result in fewer convictions for unlawful use of a weapon, a class D felony. The DOC estimates there will be 53 fewer probation offenders per year, who would have served 2.5 years on supervision, including earned compliance credits.

The FY15 average cost of supervision is \$6.04 per offender per day or an annual cost of \$2,205 per offender.

The DOC would assume this legislation will result in long term cost avoidance as indicated in the chart below.

	# to Probation and/or Parole	Cost per year	Total Costs of Probation and Parole	Grand Total of Probation costs (includes inflation)
Year 1	53	\$2,205	\$116,865	\$97,388
Year 2	106	\$2,205	\$233,730	\$238,405
Year 3	133	\$2,205	\$293,265	\$305,113
Year 4	133	\$2,205	\$293,265	\$311,215
Year 5	133	\$2,205	\$293,265	\$317,439
Year 6	133	\$2,205	\$293,265	\$323,788
Year 7	133	\$2,205	\$293,265	\$330,264
Year 8	133	\$2,205	\$293,265	\$336,869
Year 9	133	\$2,205	\$293,265	\$343,607
Year 10	133	\$2,205	\$293,265	\$350,479

Officials from the **Department of Public Safety - Missouri Highway Patrol**, the **Office of Prosecution Services**, the **Office of the State Courts Administrator**, the **Office of the State Public Defender**, and the **Cole County Sheriff's Office** each assume the proposal would not fiscally impact their respective agencies.

ASSUMPTION (continued)

In response to a similar proposal from 2015 (HB 1250), officials from the **Department of Public Safety - Missouri Highway Patrol (MHP)** stated over the past five years, 182,808 state and federal fingerprint based criminal background checks have been processed for CCW permits, which is an average of 36,561 requests per year ( $182,808 / 5$ ). The charge for each background check processed is \$28.75. Fourteen dollars for the state fingerprint check and \$14.75 for the federal check ( $\$14 + \$14.75 = \$28.75$ ). Of this amount, the state retains the \$14 fee and \$2 of the federal charge of \$14.75 for a pass-thru fee. MHP assumed a loss to the the Criminal Justice Information Services (CJIS) Division.

In response to a similar proposal from 2015 (HB 1250), officials from the **Boone County Sheriff's Department (BCSD)** stated this bill would effectively eliminate the need for citizens to obtain concealed carry permits. As a result, the BCSD would experience losses of approximately \$100,000 in annual revenues (\$98,259 in FY 2013 and \$102,508 in FY 2014) from fees associated with and collected for concealed carry permits.

**Oversight** does not have information regarding the number of Missourians that have CCW permits. According to §571.101, a sheriff can charge a fee of up to \$100 for the initial application, and up to \$50 for all subsequent renewals. The CCW permit period is for five years. Oversight also does not know what percentage of the current CCW permit holders will opt to continue to renew their permits under the CCW statutes after passage of this bill. Therefore, Oversight will reflect an unknown loss of permit fee revenue to both the MHP for background checks and to local sheriffs.

<u>FISCAL IMPACT - State Government</u>	FY 2017 (10 Mo.)	FY 2018	FY 2019
<b>GENERAL REVENUE</b>			
<u>Savings</u> - Department of Corrections - fewer convictions for unlawful use of a weapon, a class D felony - fewer people to supervise	<u>\$97,388</u>	<u>\$238,405</u>	<u>\$305,113</u>
<b>ESTIMATED NET FISCAL IMPACT TO THE GENERAL REVENUE FUND</b>	<u><b>\$97,388</b></u>	<u><b>\$238,405</b></u>	<u><b>\$305,113</b></u>

FISCAL IMPACT - State Government  
 (continued)

FY 2017  
 (10 Mo.)

FY 2018

FY 2019

**CRIMINAL RECORDS FUND**

Loss - certain background checks are no longer needed CCW permit is no longer necessary

(Unknown)

(Unknown)

(Unknown)

**ESTIMATED NET EFFECT TO THE  
 CRIMINAL RECORDS FUND**

**(Unknown)**

**(Unknown)**

**(Unknown)**

FISCAL IMPACT - Local Government

FY 2017  
 (10 Mo.)

FY 2018

FY 2019

**COUNTY SHERIFFS**

Loss - fees from CCW permits, if CCW permit is no longer required

(Unknown)

(Unknown)

(Unknown)

**ESTIMATED NET EFFECT TO  
 COUNTY SHERIFFS**

**(Unknown)**

**(Unknown)**

**(Unknown)**

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

FISCAL DESCRIPTION

Currently, an individual with a permit to carry a concealed weapon is exempt from the general statute banning the carrying of concealed weapons in public areas. This bill repeals this general prohibition on carrying concealed weapons such as firearms and knives under Section 571.030, RSMo.

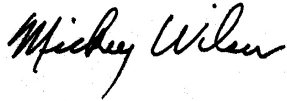
The bill does not repeal specific statutes regulating the concealed carrying of firearms in specified locations and does not grant the same rights to carry firearms concealed as the permit system which imposes only minimal penalties for mistakes and allows reciprocity for carrying weapons in other states..

FISCAL DESCRIPTION (continued)

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Public Safety  
Office of Prosecution Services  
Office of the State Public Defender  
Office of the State Courts Administrator  
Department of Corrections  
Cole County Sheriff



Mickey Wilson, CPA  
Director  
February 26, 2016

Ross Strobe  
Assistant Director  
February 26, 2016